

traneous and tabular matter as they may consider to constitute legislative history concerning the codification of the standing rules.

(f) CONTINUATION OF SELECT COMMITTEE.—

(1) IN GENERAL.—Solely for the purpose of completing activities directly associated with the declassification and public release of its report, the Select Committee on U.S. National Security and Military/Commercial Concerns With the People's Republic of China (hereafter referred to as the "Select Committee"), created by House Resolution 463, One Hundred Fifth Congress, agreed to June 18, 1998 (hereafter referred to as the "Authorizing Resolution"), may sit and act during the One Hundred Sixth Congress at any time prior to April 1, 1999, as it may deem appropriate, without regard to whether or not the House of Representatives is in session at the time.

(2) CONTINUATION OF POWERS AND JURISDICTION.—Solely for the purpose described in paragraph (1), the Select Committee's jurisdiction, and all other powers, authorities, responsibilities, and procedures of the Select Committee and of other Committees of the House of Representatives, shall remain as set forth in the Authorizing Resolution, except as follows:

(A) Section 10 of the Authorizing Resolution shall not be continued.

(B) Sections 8 and 9 of the Authorizing Resolution shall apply only to the enforcement of requests for information which are issued prior to January 3, 1999, and to issuing and enforcing requests for information directly related to the declassification and public release of the Select Committee's report.

(3) DISPOSITION OF RECORDS.—In addition to the powers and authorities extended under paragraph (2), upon the termination of the Select Committee, all records of the Select Committee shall be transferred to other committees of the House of Representatives, stored by the Clerk of the House of Representatives, or otherwise disposed of as the Select Committee may direct, consistent with applicable rules and laws concerning classified information.

(4) NO ADDITIONAL FUNDS.—Funds for the Select Committee for carrying out activities under this subsection during the One Hundred Sixth Congress shall be derived solely from amounts provided pursuant to the Authorizing Resolution which remain unobligated and unexpended as of the end of the One Hundred Fifth Congress.

(g) NUMBERING OF BILLS.—In the One Hundred Sixth Congress, the first 10 numbers for bills (H.R. 1 through H.R. 10) shall be reserved for assignment by the Speaker to such bills as he may designate when introduced before March 1, 1999.

SEC. 3. SPECIAL ORDER OF BUSINESS.

Upon the adoption of this resolution it shall be in order to consider in the House a resolution amending clause 5 of rule XXVI, if offered by the Majority Leader or his designee. The resolution shall be considered as read for amendment. The previous question shall be considered as ordered on the resolution to final adoption without intervening motion or demand for division of the question except one hour of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

When said resolution was considered. During debate,

11.18 MEMBER-ELECT SWORN IN

Mr. James A. Barcia of the 5th District of Michigan, presented himself at the bar of the House and took the oath of office prescribed by law.

After further debate,

Mr. DREIER moved the previous question on the resolution to its adoption or rejection.

The question being put,

Will the House now order the previous question on said resolution?

Mr. MOAKLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 216
affirmative Nays 207

11.19

[Roll No. 3]

YEAS—216

Aderholt
Archer
Army
Bachus
Baker
Ballenger
Barr
Barrett (NE)
Bartlett
Barton
Bass
Bateman
Bereuter
Biggert
Bilbray
Bilirakis
Bliley
Blunt
Boehlert
Boehner
Bonilla
Bono
Brady (TX)
Bryant
Burton
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Castle
Chabot
Chambliss
Chenoweth
Coble
Coburn
Collins
Combest
Cook
Cooksey
Cox
Crane
Cubin
Cunningham
Davis (VA)
Deal
DeLay
DeMint
Diaz-Balart
Dickey
Doolittle
Dreier
Duncan
Dunn
Ehlers
Ehrlich
Emerson
English
Everett
Ewing
Fletcher
Foley
Forbes
Fossella
Fowler
Franks (NJ)
Frelinghuysen
Ganske
Gekas
Gibbons

Gilchrest
Gillmor
Gillman
Goodlatte
Goodling
Goss
Graham
Granger
Green (WI)
Greenwood
Gutknecht
Hansen
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Hill (MT)
Hilleary
Hobson
Hoekstra
Horn
Hostettler
Houghton
Hulshof
Hunter
Hutchinson
Hyde
Istook
Johnson (CT)
Johnson, Sam
Jones (NC)
Kasich
Kelly
King (NY)
Kingston
Knollenberg
Kolbe
Kuykendall
LaHood
Largent
Latham
LaTourette
Lazio
Leach
Lewis (CA)
Lewis (KY)
Linder
Livingston
LoBiondo
Lucas (OK)
McCollum
McCrery
McHugh
McInnis
McIntosh
McKeon
Metcalfe
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Morella
Myrick
Nethercutt
Ney
Northup
Norwood
Nussle
Ose
Oxley
Packard

Paul
Pease
Peterson (PA)
Petri
Pickering
Pombo
Porter
Portman
Pryce (OH)
Quinn
Radanovich
Ramstad
Regula
Reynolds
Riley
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Roukema
Royce
Ryan (WI)
Ryun (KS)
Salmon
Sanford
Saxton
Scarborough
Schaffer
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Skeen
Smith (MI)
Smith (NJ)
Smith (TX)
Souder
Spence
Stearns
Stump
Sununu
Sweeney
Talent
Tancredo
Tauzin
Taylor (NC)
Terry
Thomas
Thornberry
Thune
Tiahrt
Toomey
Upton
Walden
Walsh
Wamp
Watkins
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson
Wolf
Young (AK)
Young (FL)

NAYS—207

Abercrombie
Ackerman
Allen

Andrews
Baird
Baldacci

Baldwin
Barcia
Barrett (WI)

Becerra
Bentsen
Berkley
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boswell
Boucher
Boyd
Brady (PA)
Brown (CA)
Brown (FL)
Brown (OH)
Capps
Capuano
Cardin
Carson
Clay
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cramer
Crowley
Cummings
Danner
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Edwards
Engel
Eshoo
Etheridge
Evans
Fattah
Filner
Ford
Frank (MA)
Frost
Gejdenson
Gephardt
Gonzalez
Goode
Gordon
Green (TX)
Gutierrez
Hall (OH)
Hall (TX)
Hastings (FL)
Hill (IN)

Hilliard
Hinchey
Hinojosa
Hoeffel
Holden
Holt
Hooley
Inslee
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
John
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind (WI)
Kleczka
Klink
Kucinich
LaFalce
Lampson
Lantos
Larson
Lee
Levin
Lewis (GA)
Lipinski
Lofgren
Lowey
Lucas (KY)
Luther
Maloney (CT)
Maloney (NY)
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Millender-
McDonald
Minge
Mink
Moakley
Moore
Moran (VA)
Murtha
Nadler
Napolitano
Neal
Oberstar
Obey
Oliver

NOT VOTING—4

Burr
Jenkins

Manzullo
Pitts

So the previous question was ordered.
Mr. MOAKLEY moved to commit the resolution to a select committee to be appointed by the Speaker on the same day this motion is adopted, and to be composed of five members, not more than three of whom shall be from the same political party, and one of whom the Speaker shall designate as chairman, with instructions to report back the same to the House within one legislative day with only the following amendment:

At the end of the resolution, add the following new paragraph:

"RULE XXIX

"PAY-AS-YOU-GO RULE

"1. This rule requires that all direct spending and revenue legislation be fully paid for until the Social Security Trust Fund is actuarially sound. After the Trust Fund becomes actuarially sound, this rule requires that such legislation be fully paid for except to

the extent that the Federal budget is in surplus without counting the Social Security Trust Fund.

"2. For purposes of this rule, the term—

"(1) 'Social Security Trust Fund' means the Old Age and Survivors Insurance Trust Fund and the Disability Insurance Trust Fund, combined, established by title II of the Social Security Act;

"(2) 'Social Security solvency certification' means a written statement by the Board of Trustees of the Social Security Trust Fund that the Fund is in actuarial balance for the 75-year period used in the most recent annual report of that Board pursuant to rule 201(c)(2) of the Social Security Act;

"(3) 'direct spending legislation' means any bill, joint resolution, amendment, motion, or conference report that affects direct spending as that term is defined by and interpreted for purposes of the Balanced Budget and Emergency Deficit Control Act of 1985, except any provision that funds or continues in effect the deposit insurance guarantee commitment in effect on the date of agreement to this rule;

"(4) 'to be fully paid for' means that net reduction in revenues do not exceed net reduction in direct spending, or net increases in outlays do not exceed net increases in revenues, when those increases and reductions are calculated relative to an estimate of current law;

"(5) 'current year' means the fiscal year starting on October 1 of the prior calendar year; and

"(6) 'budget year' means the fiscal year starting on October 1 of the current calendar year.

"3. (a) It shall not be in order to consider any direct spending or revenue legislation unless in the form proposed for consideration and during each of the applicable time periods specified in paragraph (b)—

"(1) that legislation fully pays for itself, or

"(2) that legislation is fully paid for when counting any credits available under paragraph (c).

"(b) For purposes of this clause, the applicable time periods are—

"(1) the current year and the budget year,

"(2) the five fiscal years following the current year, and

"(3) the five fiscal years following the time period specified in subparagraph (2).

"(c)(1) For purposes of paragraph (a) and with respect to direct spending or revenue legislation previously enacted during the current calendar year, the net extent (if any) by which all such legislation is more than fully paid for in one of the applicable time period shall count as a credit for that time period.

"(2) Once enacted, legislation considered pursuant to a reconciliation directive shall not be counted as previously enacted legislation for purposes of subparagraph (1), but such legislation itself shall be subject to the requirements of this rule.

"(3) When a Social Security solvency certification is issued, the chairman of the Committee on the Budget shall insert it in the Congressional Record. At the beginning of the first calendar year thereafter, projected budget surpluses (if any) shall be included as a separate entry on the Pay-As-You-Go scorecard and count as credits for purposes of paragraph (a). At the beginning of each subsequent calendar year, the previous entry of surpluses shall be replaced by an updated entry. For the purpose of the prior two sentences, surpluses shall—

"(A) be calculated excluding all the receipts and outlays of the Social Security Trust Fund (and any other off-budget Federal entity), and

"(B) be calculated separately for each of the applicable time period.

"4. For purposes of this rule, the levels of outlays, revenues, surpluses, and deficits under current law or resulting from proposed legislation for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget."

By unanimous consent, the previous question was ordered on the motion to commit with instructions.

The question being put, viva voce,

Will the House commit said resolution with instructions?

The SPEAKER pro tempore, Mr. LAHOOD, announced the yeas had it.

Mr. MOAKLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 201
negative Nays 218

1.20

[Roll No. 4]

YEAS—201

Abercrombie	Gonzalez	Murtha
Ackerman	Goode	Nadler
Allen	Gordon	Napolitano
Andrews	Green (TX)	Neal
Baird	Gutierrez	Oberstar
Baldacci	Hall (OH)	Olver
Baldwin	Hall (TX)	Ortiz
Barcia	Hastings (FL)	Owens
Barrett (WI)	Hill (IN)	Pascarell
Barrera	Hilliard	Pastor
Bentsen	Hinchey	Payne
Berkley	Hinojosa	Pelosi
Berman	Hoeffel	Peterson (MN)
Berry	Holden	Phelps
Bishop	Hooley	Pickett
Blagojevich	Inslee	Pomeroy
Blumenauer	Jackson (IL)	Price (NC)
Bonior	Jackson-Lee	Rahall
Borski	(TX)	Rangel
Boswell	Jefferson	Reyes
Boucher	John	Rivers
Boyd	Johnson, E. B.	Rodriguez
Brady (PA)	Jones (OH)	Roemer
Brown (CA)	Kanjorski	Rothman
Brown (FL)	Kaptur	Roybal-Allard
Brown (OH)	Kennedy	Rush
Capps	Kildee	Sabo
Capuano	Kilpatrick	Sanchez
Cardin	Kind (WI)	Sanders
Carson	Klecicka	Sandlin
Clay	Klink	Sawyer
Clayton	Kucinich	Schakowsky
Clement	LaFalce	Scott
Clyburn	Lampson	Serrano
Condit	Lantos	Sherman
Conyers	Larson	Shows
Costello	Lee	Sisisky
Coyne	Levin	Skelton
Cramer	Lewis (GA)	Slaughter
Crowley	Lipinski	Smith (WA)
Cummings	Lofgren	Snyder
Danner	Lowe	Spratt
Davis (IL)	Lucas (KY)	Stabenow
DeFazio	Luther	Stenholm
DeGette	Maloney (CT)	Strickland
Delahunt	Maloney (NY)	Stupak
DeLauro	Markey	Tanner
Deutsch	Martinez	Tauscher
Dicks	Mascara	Taylor (MS)
Dingell	Matsui	Thompson (CA)
Dixon	McCarthy (MO)	Thompson (MS)
Doggett	McCarthy (NY)	Thurman
Dooley	McDermott	Tierney
Doyle	McGovern	Towns
Edwards	McIntyre	Trafficant
Engel	McKinney	Turner
Eshoo	McNulty	Udall (CO)
Etheridge	Meehan	Udall (NM)
Evans	Menendez	Velazquez
Fattah	Millender	Vento
Filner	McDonald	Visclosky
Ford	Minge	Waters
Frank (MA)	Mink	Watt (NC)
Frost	Moakley	Waxman
Gedden	Moore	Weiner
Gephardt	Moran (VA)	

Wexler
Weygand

Wise
Woolsey

Wu
Wynn

NAYS—218

Aderholt	Gillmor	Pease
Archer	Gilman	Peterson (PA)
Armey	Goodlatte	Petri
Bachus	Goodling	Pickering
Baker	Goss	Pitts
Ballenger	Graham	Pombo
Barr	Granger	Porter
Barrett (NE)	Green (WI)	Portman
Bartlett	Greenwood	Pryce (OH)
Barton	Gutknecht	Quinn
Bass	Hansen	Radanovich
Bateman	Hastings (WA)	Ramstad
Bereuter	Hayes	Regula
Biggart	Hayworth	Reynolds
Bilbray	Hefley	Riley
Bilirakis	Herger	Rogan
Bliley	Hill (MT)	Rogers
Boehlert	Hilleary	Rohrabacher
Boehner	Hobson	Ros-Lehtinen
Bonilla	Hoekstra	Roukema
Bono	Horn	Royce
Brady (TX)	Hostettler	Ryan (WI)
Bryant	Houghton	Ryun (KS)
Burr	Hulshof	Salmon
Burton	Hunter	Sanford
Buyer	Hutchinson	Saxton
Callahan	Hyde	Scarborough
Calvert	Istook	Schaffer
Camp	Johnson (CT)	Sensenbrenner
Campbell	Johnson, Sam	Sessions
Canady	Jones (NC)	Shadegg
Cannon	Kasich	Shaw
Castle	Kelly	Shays
Chabot	King (NY)	Sherwood
Chambliss	Kingston	Shimkus
Chenoweth	Knollenberg	Shuster
Coble	Kolbe	Simpson
Coburn	Kuykendall	Skeen
Collins	LaHood	Smith (MI)
Combest	Largent	Smith (NJ)
Cook	Latham	Smith (TX)
Cooksey	LaTourette	Souder
Cox	Lazio	Spence
Crane	Leach	Stearns
Cubin	Lewis (CA)	Stump
Cunningham	Lewis (KY)	Sununu
Davis (VA)	Linder	Sweeney
Deal	Livingston	Talent
DeLay	LoBiondo	Tancredo
DeMint	Lucas (OK)	Tauzin
Diaz-Balart	Manzullo	Taylor (NC)
Dickey	McCollum	Terry
Doolittle	McCrery	Thomas
Dreier	McHugh	Thornberry
Duncan	McInnis	Thune
Dunn	McIntosh	Tiahrt
Ehlers	McKeon	Toomey
Ehrlich	Metcalfe	Upton
Emerson	Mica	Walden
English	Miller (FL)	Walsh
Everett	Miller, Gary	Wamp
Ewing	Moran (KS)	Watkins
Fletcher	Morella	Watts (OK)
Foley	Myrick	Weldon (FL)
Forbes	Nethercutt	Weldon (PA)
Fossella	Ney	Weller
Fowler	Northup	Whitfield
Franks (NJ)	Norwood	Wicker
Frelinghuysen	Nussle	Wilson
Ganske	Ose	Wolf
Gekas	Oxley	Young (AK)
Gibbons	Packard	Young (FL)
Gilchrest	Paul	

NOT VOTING—8

Blunt	Jenkins	Obey
Davis (FL)	Meek (FL)	Pallone
Holt	Meeks (NY)	

So the motion to commit with instructions was not agreed to.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LAHOOD, announced the yeas had it.

Mr. MOAKLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.